IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CRIMINAL JURISDICTION

CRIMINAL APPLICATION NO.492 OF 2007
IN
CRIMINAL APPLICATION NO.2763 OF 2007

The State of Maharashtra. ..Applicant.
Vs.
Rakesh Dilip Mhatre and ors. ..Respondents.

Mr.P.A.Pol, APP. for the Applicant.

CORAM: B.H.MARLAPALLE, J.
DATE : August 23, 2007

P.C.

1. Heard Mr.Pol, the learned A.P.P. for the State.

2. This is an application for condonation of delay caused in filing the criminal application for Leave to Appeal. As per the office note, the delay caused is of 13 days. I am satisfied that the same deserves to be condoned.

3. Hence, application is allowed in terms of prayer clause (b)

(B.H. MARLAPALLE, J.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CRIMINAL JURISDICTION

CRIMINAL APPLICATION NO.2763 OF 2007

The State of Maharashtra. ..Applicant.
Vs.
Rakesh Dilip Mhatre. ..Respondent.

Mr.P.A.Pol, APP. for the State.

CORAM: B.H.MARLAPALLE, J.
DATE : August 23, 2007

P.C.

1. Heard learned A.P.P. Shri. Pol at length.

2. I have gone through the reasoning set out by the learned Additional Sessions Judge at Alibag in support of his order of acquittal dated 26.4.2007 passed in Special Criminal Case No.5 of 2005. The Trial Court was pleased to acquit all the accused of the offences punishable under Section-143,323, 504, 506(B) read with 34 of the Indian Penal Code and Section 3(1)(10) and 3(3) of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities)Act, 1989. The reasons set out in support of the order of acquittal do not call for any reconsideration at the hands of this court. Hence, leave to appeal is hereby rejected.

(B.H. MARLAPALLE, J.)